IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 17th day of April, 2006
Second Crl. Bail Application No. 166 of 2006

Order on the second Bail Application:

Criminal Side

Rajesh Kumar S/o Sri Ramswaroop Sharma
R/o Vaishali Colony, Kashipur
P.S. Kashipur
District: Udham Singh Nagar .....Applicant

Versus

State of Uttaranchal ..... Opposite Party

Arising out of Crime No. 3359 of 2005
Under Sections: 3/7 Essential Commodities Act,
Police Station: Kashipur
District: Udham Singh Nagar

Hon'ble Prafulla C. Pant, J.

This second bail application is moved on behalf of applicant Rajesh Kumar who is in jail in connection with crime no. 3359 of 2005 under section 3/7 Essential Commodities Act, registered at Police Station Kashipur, District – Udham Singh Nagar.

Heard Shri Dharam Veer, learned counsel for the applicant and learned A.G.A..

The first bail application was rejected on 25th of January, 2006.

It is a case where 37 Liquefied Petroleum Gas cylinders were allegedly found in unauthorized possession of the applicant. The applicant/accused is now in jail for last four months and ten days.

Considering the period in jail and the fact that it is not clear when the trial is likely to get concluded now the applicant

deserves bail. Therefore, it is directed that applicant namely Rajesh Kumar, be released on bail on his executing a personal bond of Rs. 20,000/- and furnishing two surety bonds, each of the like amount to the satisfaction of the Magistrate concerned.

Dt. 17.04.2006 **(Prafulla C. Pant, J.)**

Sweta